

PETITION

25 September 2003

BEFORE

THE FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C.

MM DOCKET 99-25

And

73.801 through 73.881

and appropriate other sections

of Rules and Regulations

of the Federal Communications Commission

Petitioners:

Victoria Radio Ministries Victoria, Texas

Grace Temple Church Goliad, Texas

Our Lady's Maronite

Catholic Church

Austin, Texas

John J. (Joe) Tibiletti

Austin and Victoria, Texas

1. Petitioners are variously interested in the matter of low power FM radio stations and their operations. Victoria Radio Ministries (Victoria) is the construction permit holder for K E T I – LP in Victoria, Texas, Grace Temple Church (Grace) is also a construction permit holder, while Our Lady's Maronite Catholic Church (Our Lady) has a pending application for a low power FM radio station to operate in Austin, Texas. John J. (Joe) Tibiletti is a consultant in the broadcast industry as well as a 35 year operator of radio station KTXN-FM in Victoria, Texas.

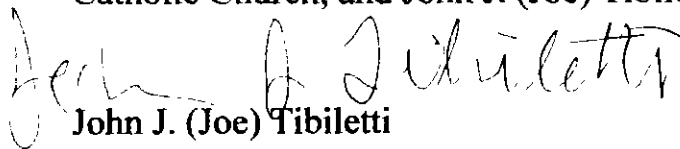
2. He has been a commentor in the Mass Media docket 99-25, which is the docket that began the concept of low power FM radio stations and their operations. His experience also includes expert research into the matter for a trade organization ACAMBA which is composed of AM stand alone radio stations and the Texas Association of Broadcasters. Numerous broadcasting allocations matters have been researched under his direction.
3. The amendment of parts 73.801 through 73.881 is hereby requested for the increase in maximum facilities for low power FM radio stations. Petitioners request that there be an immediate hold on the acceptance of low power FM applications and FM radio translator applications until the matter of the maximum power of low power FM radio stations (taken as a class and individually). Further a maximum power of 1,000 watts at a antenna height of 300 feet above average terrain and the coverage area achieved for this configuration.
4. Until this matter of maximum coverage is settled in a rulemaking all applications – commercial, educational and translator – must meet the proposed spacing and service signal ratios.
5. Protection of these stations shall be to the 60 dbu contour, the maximum co channel signal at this point shall be 40 dbu (50:10), while the signal from first adjacent channels shall be 54 dbu (50:10), second adjacent channel shall not be overlapped at the 80 dbu level with a signal of a new station of 80 dbu. Third adjacent channels shall be protected to the level of 100 dbu which shall not be overlapped by a 100dbu signal from a new or proposed station. These ratios shall be applicable to all stations on these channels : commercial and educational as well as translators.
6. It has been the custom of the Commission to increase the power level of lower powered stations and placing stations on these three adjacent channels and co-channels using the maximum power. Examples of this power increase include the elimination of the minimum power of 100 watts for AM radio stations to 250 watts (daytime power) and the class IV (local) AM stations *minimum power level from 100 watts to 250 watts* and maximum power of 1000 watts fulltime, on the FM

band the 10watt educational FM station was required to increase to a higher power – generally 100 watts.

7. .It is quite realistic that the low power stations which were created by MM Docket 99-25 would also need to increase power to better serve their principal city. This configuration of 1000 watts and 150 feet was for a number of years the accepted maximum power/height for the class A FM stations of the 1950's and early 1960's. Additionally more power is needed to serve metro areas with built up power lines and traffic noise. The docket release stated that there would be 10 watt low power stations.
8. Petitioners are at a loss to explain the acceptance of 250 watt translator stations using the same FM band frequencies that are to be used by these 10 watters before they are placed in the spectrum. To this end petitioners hereby ask for the herein cited relief and considerations of the power increase for low power FM stations.

Submitted,

Victoria Radio Ministries, Grace Temple Church, Our Lady's Maronite Catholic Church, and John J. (Joe) Tibiletti.



John J. (Joe) Tibiletti
JJT:lgw

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